

the labels of a number of the articles, were false and misleading as applied to the articles then in the possession of a repacker and intended for sale, and not then intended for use as "complimentary - not to be sold" samples for physicians and others lawfully engaged in dispensing prescription drugs; and 502(a)—the words "Caution: New Drug Limited by United States Law to Investigational Use," and similar wording on the labels of a number of the articles, were false and misleading as applied to the articles then in the possession of a repacker and intended for sale, and not then intended for investigational use.

DISPOSITION: 10-3-61. Default—destruction.

6718. Various prescription drugs. (F.D.C. No. 46271. S. Nos. 99-101 R, 99-103/4 R, 99-106/7 R, 99-111 R.)

QUANTITY: Various quantities having an approximate total value of \$400, at Rochester, N.Y., in possession of Monroe Pharmacy.

SHIPPED: On unknown dates, by various drug handlers.

LABEL IN PART: (Some labels) "Physician's Sample - Not To Be Sold," "Physician's Professional Package," "Complimentary," "Physician's Sample," "Sample: Not To Be Sold," or similar wording, and (some labels) "Caution: New Drug - Limited By Federal Law to Investigational Use," or similar wording.

RESULTS OF INVESTIGATION: Some of the articles were prescription drugs, originally intended for use as samples for physicians and others lawfully engaged in dispensing prescription drugs, and bearing the prescription legend, a "complimentary - not to be sold" professional sample legend, and the names and addresses of the manufacturers, packers, or distributors located outside the State of New York.

Some of the articles were prescription drugs originally intended for investigational use and bearing labels containing the words "Caution: New Drug - Limited By Federal Law To Investigational Use," or similar wording, and the names and addresses of manufacturers, packers, or distributors located outside the State of New York.

LIBELED: 8-22-61, W. Dist. N.Y.

CHARGE: 502(a)—while held for sale, the words "Physician's Sample - Not To Be Sold," "Physician's Professional Package," "Complimentary," "Physician's Sample," "Sample: Not To Be Sold," or similar wording on the labels of a number of articles, were false and misleading as applied to the articles then in the possession of a repacker and intended for sale, and not then intended for use as "complimentary - not to be sold" samples for physicians and others lawfully engaged in dispensing prescription drugs; and 502(a)—the words "Caution: New Drug - Limited By Federal Law To Investigational Use," and similar wording on the labels of a number of articles, were false and misleading as applied to the articles then in the possession of a repacker and intended for sale, and not then intended for investigational use.

DISPOSITION: 10-13-61. Default—destruction.

6719. Various prescription drugs. (F.D.C. No. 46193. S. Nos. 62-071/6 R.)

QUANTITY: 121,920 tablets, 73 envelopes containing additional tablets, and 200 btls. of liquid, at Overland Park, Kans., in possession of William H. Carlos.

SHIPPED: On unknown dates, from outside the State of Kansas.

LABEL IN PART: "Professional Sample" or "Complimentary."